

Stricken language would be deleted from present law. Underlined language would be added to present law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 1378

4  
5 By: Representative Flanagin

## For An Act To Be Entitled

9 "AN ACT TO AMEND ARKANSAS CODE § 13-2-502 TO ALLOW CITIES  
10 WITH CITY LIBRARY BOARDS TO PROVIDE AN OPTION FOR TRUSTEES  
11 TO SERVE FOR FIVE (5) YEAR TERMS; AND FOR OTHER PURPOSES."

## Subtitle

14 "TO ALLOW CITIES WITH CITY LIBRARY  
15 BOARDS TO PROVIDE AN OPTION FOR TRUSTEES  
16 TO SERVE FOR 5-YEAR TERMS."

17  
18 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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20 SECTION 1. Arkansas Code § 13-2-502 is amended to read as follows:

21 "13-2-502. Board of trustees.

22 (a) When any city council has decided to establish and maintain a  
23 public library under this subchapter, the mayor of the city with the approval  
24 of the city council shall appoint a board of not less than five (5) trustees  
25 nor more than seven (7) trustees for the library. The trustees shall be chosen  
26 from the citizens at large with reference to their fitness for the office.

27 (b) The trustees shall receive no compensation for their services.  
28 Before entering upon the duties of their office, they shall make oath or  
29 affirmation before some judicial officer that they will discharge the duties  
30 enjoined upon them.

31 (c) ~~Two (2)~~ Except where a city provides otherwise by ordinance, two  
32 (2) trustees shall hold office for two (2) years, two (2) for four (4) years,  
33 and ~~one (1)~~ the remaining trustees for six (6) years from the January 1  
34 following their appointment in each case. At the first meeting they shall cast  
35 lots for their respective terms, reporting the result to the council. All  
36 subsequent terms shall be for six (6) years. However, the city council may,

1 by ordinance, provide that trustees shall hold office for terms of five (5)  
 2 years and the terms of which shall be staggered so as one (1) trustee's term  
 3 shall expire each year for the first four (4) years and the term of each  
 4 remaining trustee shall be for five (5) years, with all subsequent terms being  
 5 for five (5) years.

6 (d) The removal of any trustee permanently from the city or his absence  
 7 from four (4) consecutive meetings of the board, without due explanation of  
 8 absence, shall render his office as trustee vacant.

9 (e) Vacancies on the board shall be filled by the mayor with the  
 10 approval of the city council.

11 (f) Immediately after their appointment, the trustees shall meet and  
 12 organize by the election of one of their number as president and by the  
 13 election of such other officers as they may deem necessary.

14 (g) They shall make and adopt such bylaws, rules, and regulations for  
 15 their own guidance as they see fit.

16 (h) They shall meet once a month, or more often if necessary, for the  
 17 transaction of business."

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19 SECTION 2. All provisions of this act of general and permanent nature  
 20 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code  
 21 Revision Commission shall incorporate the same in the Code.

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23 SECTION 3. If any provisions of this act or the application thereof to  
 24 any person or circumstance is held invalid, the invalidity shall not affect  
 25 other provisions or applications of the act which can be given effect without  
 26 the invalid provisions or application, and to this end the provisions of this  
 27 act are declared to be severable.

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29 SECTION 4. All laws and parts of laws in conflict with this act are  
 30 hereby repealed.

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